

## DEFENSE IS MADE OF RAILROAD BILL

Senator Elkins Submits Report of His Committee to Senate.

## ANSWER IS GIVEN TO ITS OPPONENTS

Features of Measure Taken Up One by One and Commended.

Senator Elkins chairman of the Interstate Commerce Committee of the Senate, today submitted the report to that body bearing upon the Administration railroad bill. The report is an exhaustive defense of the measure and an answer to the objections of the minority members of the committee. More than half of it is devoted to justification of the proposed court of commerce.

In answer to the objection that this court would become more like a commission than a court, the majority report sets forth that it is to be composed of five circuit judges of the United States designated to sit in the commerce court for five years, the term of one judge expiring each year. This would draw in from the general body of the judiciary a judge who has been dealing with general questions of jurisprudence and at the same time preserving in the court a continuity of personnel with the technical knowledge gained by continued service in the court.

**Might Obviate Delays.**  
It is argued, too, that the Court of Commerce would obviate the great delays now experienced in securing final opinions by giving it exclusive jurisdiction in cases for the enforcement of a forfeiture of any order of the Interstate Commerce Commission; in cases to enjoin or suspend orders of the commission, and in cases of mandamus proceedings authorized to be maintained in the Circuit Court of the United States.

The court is further defended on the ground that all its actions are reviewable by the Supreme Court of the United States and that under its decisions no property may be taken from a railroad without due process of law. It is also declared that experience has shown there will be enough business before the new court to engage its attention the year around.

**Making Agreements.**  
"The contention that this declaration," says the report, "can only be complied with by requiring the approval of such agreements by the commission before they become operative is destitute of the slightest foundation. The right to make agreements subject to the approval of the commission is obviously a very different thing from the right to make agreements only with the previous approval of the commission."

The committee contends, too, that the Interstate Commerce Commission has full power to review freight classifications, which have been the cause of the obligation of railroads to furnish accurate quotations of rates, the committee holds that the shipper should show that damage has resulted from false quotations before he can recover.

Through routes and through rates as authorized by the new bill are defended on the ground that a railroad should not be deprived of its natural advantage of processing a direct line between the terminal.

**Purchase of Competitors Defended.**  
The provisions of the bill regulating the purchase by railroads of competing lines is strongly defended. The committee says that the present act will prohibit railroad corporations from acquiring directly or indirectly any interest in the capital stock and from purchasing or leasing the line of any other railroad which is directly and substantially competitive with that of such carrier.

On the other hand, the report declares where a company is operating on long term lease a railroad of another company and has incorporated it into its system the power to acquire the ownership of the leased property is in the public interest, as it unites responsibility with control.

The committee holds that the present Sherman anti-trust law prevents the acquisition by means of holding corporations of the stocks of competing lines of railroads.

**To Prevent Overissue.**  
The committee maintains that the proposed act embodies such provisions as such national restriction and supervision of issues of stocks and bonds as will prevent overissue of either by carriers. A corporation is allowed, the report sets forth, to issue bonds or other obligations to refund those now outstanding to an amount requisite to take up those now issued. A corporation is also allowed to issue stock at par to retire bonds or other obligations now outstanding.

Corporations, the committee holds, should be allowed in reorganization to issue bonds and other obligations to the aggregate amount of interest charges of the bonds and obligations to be issued by the new corporation. In case of consolidation and merger of corporations, it is provided in the act, the committee says, that stocks may be issued to the aggregate amount of the stocks of the corporations merged.

## U. P. CONGREGATION TO BUILD CHURCH

Preparing Plans for Structure at Georgia and New Hampshire Avenues.

Plans are being made for the new church building, the United Presbyterian congregation will erect at Georgia and New Hampshire avenues, where the congregation recently purchased a suitable lot. It is expected that the structure will be ready for occupancy some time this year, all depending on the way funds are collected for the completion of the work. Dr. Hutchinson, of the Home Mission, is one of the leaders in the plan to establish a church at the junction of the avenues, which will draw its parishioners from Potomac and Park View.

## CUDAHY'S VICTIM SERIOUSLY HURT

Developments in Kansas City Scandal Hinge on Lillis' Condition.

KANSAS CITY, Mo., March 7.—J. S. Lillis, president of the Western Exchange Bank, stabbed by John P. Cudahy in the latter's home early yesterday, is admitted to be in a serious condition.

The case against Cudahy was continued in police court this morning until next Monday, Lillis being unable to appear. Cudahy, son of the millionaire packer, Michael Cudahy, and representative of his interests here, is in hiding. Following his admission to bail in \$100, he took refuge in the home of a friend. Unless the injuries of Lillis prove fatal, it is unlikely that there will be any additional sensational developments growing out of the affair.

Physicians at the hospital declared today the banker would probably recover, but would be disfigured for life. He is suffering from severe cuts about the face, arms and legs, inflicted with a knife by Cudahy. Lillis was found in the parlor of the Cudahy home early Sunday. He was half nude and bleeding from numerous jagged wounds and bound with ropes, while Cudahy and his chauffeur stood over his prostrate form. Cudahy told the police Lillis had "ruined his home."

Mrs. Cudahy issued a statement in which she said the stories that have been circulated regarding her were distorted and untrue.

"Time alone will bring out the real truth," she asserted. "In justice to me and my children, don't believe a word that is being said."

The Cudahy family is one of the social leaders in Kansas City. Lillis is a bachelor, forty-seven, and also prominent. He has been an intimate friend of the Cudahy family for years. It was reported a few months ago that Cudahy and Lillis had had a misunderstanding. Later Lillis ceased to be a guest at the social affairs in the Cudahy home.

The Cudahys have four children.

## SUICIDE VERDICT GIVEN BY CORONER

No Reason Found for Action of Former Policeman Birkenmeyer.

Coroner Nevitt this morning gave a certificate of suicide in the case of Joseph A. Birkenmeyer, a former policeman, who ended his life yesterday afternoon by shooting himself in the mouth while sitting on the limb of a willow tree in Potomac Park.

Hidden among the branches, Birkenmeyer's body was discovered by Louis E. Denney, of 966 I street southwest, and Roland Herbert, 222 I street, who found the revolver on the ground. The body was taken to the morgue, and will be held until word is received from Carl Birkenmeyer, a brother, employed at the Rock Island (Ill.) arsenal.

Birkenmeyer, who was about thirty-five years of age, was a member of the police force until about ten years ago, when he made an unsuccessful attempt to end his life. At that time he attempted to shoot himself in the head, but the wound did not prove serious.

For the last seventeen years Birkenmeyer had been boarding at the house at 201 D street northwest. He purchased a revolver at a second-hand shop in D street northwest Saturday afternoon. Nothing was heard of him until yesterday, when his body was found lodged among the branches of the tree. He had, apparently, been dead several hours.

Neither the police nor the coroner were able to learn of any motive for the suicide. Birkenmeyer worked for the Washington branch of a brewing company.

## No Dyspepsia, Heartburn, Gas or Other Stomach Distress

Relief in five minutes awaits every Stomach sufferer here.

Nothing will remain undigested or sour on your stomach if you will take a little Diapiespin occasionally. This powerful digestive and antacid, though as harmless and pleasant as candy, will digest and prepare for assimilation into blood all the food you can eat.

But what your stomach craves, without the slightest fear of indigestion or that you will be bothered with sour risings, Belching, Gas on Stomach, Heartburn, Headaches from stomach, Nausea, Bad Breath, Water Brash or a feeling like you had swallowed a lump of lead, or other disagreeable miseries. Should you be suffering now

from any stomach disorder you can get relief within five minutes. If you will get from your pharmacist a 2-cent case of Pape's Diapiespin you could always go to the table with a hearty appetite, and your meals would taste good, because you would know there would be no Indigestion or Sleepless nights or Headache or Stomach misery all the next day; and, besides, you would not need laxatives or liver pills to keep your stomach and bowels clean and fresh.

Pape's Diapiespin can be obtained from your druggist, and contains more than sufficient to thoroughly cure the worst case of Indigestion or Dyspepsia. There is nothing better for Gas on the Stomach or sour odors from the stomach or to cure a Stomach Headache.

You couldn't keep a handkerchief or more useful article in the house.

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## DEALERS TO TELL ABOUT HIGH PRICES

Merchants in Washington and Other Cities Will Be Witnesses.

## PUBLIC HEARINGS TO START AT ONCE

Wholesalers, Packers, and Producers Also Will Be Examined.

Washington, Baltimore, Philadelphia, and New York retail provision merchants will appear before the Senate Cost of Living Committee tomorrow and testify as to the causes of the prevailing high prices of food stuffs in the United States. Senator Lodge, chairman of the committee, announced today that the public hearings would begin tomorrow.

The witnesses summoned to appear and give the committee the benefit of their views are E. F. Hall, Walter Brown, and John C. Walker, of Washington; S. K. Harrison, of Baltimore; Julius Buschbaum and John Robeman, of New York, and B. F. Lawrence, of Philadelphia. These witnesses are all engaged in the retailing of food products and are representative business men.

Senator Lodge today outlined the procedure of his committee in the further prosecution of the public inquiry into the high cost of living. He said as soon as the retailers had been heard the committee would summon representative wholesalers in the various large cities of the country.

After these have been heard the packers will be ordered to come to Washington, and lastly the representatives of the farmers and other producers will be asked to give their opinions as to the real causes involved in the high prices of food.

Hearings will be continued during the present week and later until all who are asked to testify have been heard.

## BRITISH MINISTRY HAS NEW MEMBERS

LONDON, March 7.—In consequence of the resignation of Sir John Charles Bigham, president of the probate division and admiralty division of the high court of justice, further changes in the ministry are announced.

Sir Samuel T. Evans, solicitor general, will succeed Sir John Charles Bigham. Daniel Isaacs, member of parliament for Reading, will become solicitor general. The retiring justice will be elevated to the peerage.

These changes involve two bye elections, as Sir Samuel Evans vacates his seat in parliament and Mr. Isaacs must seek re-election.

## HONOR EMMET'S MEMORY.

The Irish-American Union of Washington celebrates each year the anniversary of the birth of Robert Emmet. The celebration last night was held at Clann-na-Gael Hall, it being the one hundred and thirty-second anniversary of the event. P. T. Moran presided. Edward Moseley was the speaker of the evening. He compared the lives of Washington and Emmet. Edward Dougherty, P. J. Conlin, Joseph Sullivan, and R. Curtin also spoke.

## CANDIDATES GALORE.

HAZLETON, Pa., March 7.—When the councils of West Hazleton, McAdoo and Weatherly, nearby boroughs, reorganize tonight there will be two or more candidates up for every place to be filled. The warmest contest is on at West Hazleton, where it is said there will be many surprises.

## DIES BEFORE BAPTISM.

GIRARD, Ohio, March 7.—As he was stepping forward to be baptized at a revival service here, James Applegate, sixty-five years old, a wealthy and prominent citizen, dropped dead. He had almost reached the font when he suddenly fell.

# TOMORROW

## The Distribution Begins

### 5,000 Beautiful Nickel-Plated Pocket Safes Worth 50c Each 5,000 of The Washington Times' Own Checks for 50c Each To Be Given Away Free

Distribution Starts Tuesday, and Continues From Day to Day at the Office of The Washington Times  
Hours of Distribution From 11:30 A. M. to 1:30 P. M.

## ONE SAFE TO EACH PERSON ONE CHECK WITH EACH SAFE

This is no reckless desire to throw away money, but is done to accomplish a two-fold object: First to advertise The Washington Times, and second, to stimulate those habits of thrift and economy which go to make up a prosperous community.

Every reader of The Washington Times—Man, Woman, or Child—may receive a Safe and a check for the asking as long as they last, excepting those who already have an account, as

this offer is only for beginners. There will be no partiality shown—but children under 16 must be accompanied by an adult member of the family . . . . .

Don't Be a  
Dollarless Man



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AND LOCALITIES CAN OBTAIN CHECKS AND SAFES THE SAME AS THOSE WHO APPLY AT THE OFFICE OF THE TIMES. ALL THAT IS NECESSARY IS TO

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AND THE BEAUTIFUL LITTLE SAFE, TOGETHER WITH THE TIMES' CHECK, FOR FIFTY CENTS, WILL BE MAILED TO ANY ADDRESS.

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Gives you the First 50 Cents and the Pocket Safe. It will be easy to save after that.



## THE PLAN

Come to the Office of The Washington Times  
Tuesday, March 8th, or Following Days

The beautiful little nickel-plated safe will be given to you together with a check for fifty cents on one of Washington's well known and reliable banking institutions. All you are asked to do in return is to show your appreciation and earnest desire to help yourself by beginning at once to put by your spare nickels, dimes and dollars. When you have at least two dollars accumulated, you take it to the bank on which your check for 50 cents is drawn and there an account will be opened for you and you will be credited with not only the money you bring to the bank, but also with fifty cents additional which The Times gives you.

In order that these Checks and Safes may all go into the hands of earnest people, children under sixteen must be accompanied by an adult member of the family. This rule will be rigidly adhered to.